

FILED
Clerk
District Court

OCT 18 2005

LAW OFFICE OF
VICENTE T. SALAS
ATTORNEY AT LAW
P.O. BOX 501309
SAIPAN, MP 96950-1309
Tel: (670) 234-37455/234-7427
Fax: (670) 234-7256

For The Northern Mariana Islands
By _____
(Deputy Clerk)

Attorney for: Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE
NORTHERN MARIANA ISLANDS**

UNITED STATES OF AMERICA

CR-00-00018-001.

Plaintiff,

vs.

EPITACIO L. LUMACTOD

Defendant.

**DEFENDANT'S MOTION
TO AMEND JUDGMENT
FOR EARLY TERMINATION
OF PROBATION TERM/
EXHIBIT "A"**

Date: Nov. 17, 05

Time: 9: 20 AM

COMES NOW THE DEFENDANT, by and through his counsel, and hereby respectfully moves this court to amend this Court's judgment in the above-captioned matter by modifying defendant's probation period to allow for an early termination. In support thereof, defendant alleges as follows:

1. Judgment in the within-entitled matter was entered on May 3, 2002 and amended on August 6, 2003, to allow for a modification of supervision conditions.
2. That in said Judgment, as amended, defendant was sentenced to probation for a term of five (5) years (beginning May 2, 2002), a fine in the amount of \$30,000.00, payment of a \$100.00 assessment fee, costs of his supervision during the probationary period, and was further required to comply with all standard and special conditions of probation supervision.
3. That defendant has satisfactorily complied with all conditions and terms of supervision and has fully paid all fines, assessment fee and costs of

ORIGINAL


1 supervision in the amount of \$235.52 per month for 60 months. Proof of
2 payment in full in the form of official receipts and a certificate of release of
3 lien are attached to the Declaration of Eptacio L. Lumactod, attached hereto
4 as Exhibit "A".

- 5 4. Prior to filing, a copy of the within-entitled motion was served on the United
6 States Probation Office.

7 Wherefore, based on the foregoing, the defendant, by and through counsel,
8 respectfully prays that the Judgment entered on May 3, 2002, be further amended to allow
9 for an early termination of his probationary period.

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11 Respectfully submitted,

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14 Date: 10/18/05

15 By: 
16 Vicente T. Salas, CNMI Bar #F0126
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Attorney for: Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE
NORTHERN MARIANA ISLANDS**

UNITED STATES OF AMERICA

CR-00-00018-001.

Plaintiff,

vs.

EPITACIO L. LUMACTOD

Defendant.

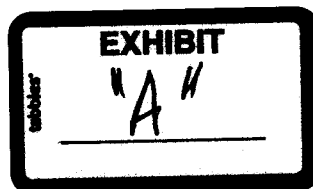
**DECLARATION BY DEFENDANT
IN SUPPORT OF MOTION/
EXHIBITS 1-3**

Date:

Time:

I, Epitacio L. Lumactod, declare as follows:

1. I am the defendant in the above-captioned matter and make this declaration in support of my motion to amend the judgment in my case to allow for an early termination of my probation term.
2. That since the date of judgment, I have fully and satisfactorily complied with all the standard and special terms and condition of my probation.
3. That I have fully paid all fines, assessments and costs of supervision as shown in the attached true and correct copies of receipts, marked as Exhibits "1" and "2."
4. That the monetary payments required by the judgment in the above-entitled case have all been satisfied and a release of lien has been filed of record, as indicated by the Certificate of Release of Lien, a



1 copy of which is attached hereto as Exhibit "3."

2 I declare under penalty of perjury that the foregoing statements are true and correct
3 and based on my own personal knowledge and that this declaration was executed on
4 October 14th, 2005 at Saipan, Commonwealth of the Northern Mariana Islands.

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7 _____
8 Epitacio L. Lumactod
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AO 82
(Rev. 08/01)

ORIGINAL

RECEIPT FOR PAYMENT
UNITED STATES DISTRICT COURT
DISTRICT OF THE NORTHERN MARIANA ISLANDS

7264

RECEIVED FROM: EPITACIO L. LUMACTODP.O. BOX 503800SAIPAN, MP 96950

CASE NUMBER OR OTHER REFERENCE

CR-00-00018-001

FUND

6855 * Deposit Funds
 086900 Registry Funds
 322350 Filing Fees
 322360 Copy Fees
 322360 Miscellaneous Fees
 092037 Noticing Fees
 143500 Interest Deposits to U.S.
 323800 Recovery - Court Costs
 504100 Crime Victims Fund
 507310 U.S. Trustee System Fund
 106000 Forfeitures of Unclaimed Monies

* Last two digits same as last two digits of DO symbol

FINE

ACCOUNT	AMOUNT	
504100	2426	18
TOTAL	2426	18

Check and drafts are accepted subject to collection
 and full credit will only be given when the check or
 draft has been accepted by the financial institution
 on which it was drawn.

DATE	CASH	CHECK	M.O.	CREDIT
04/26/2005		✓		

11506

DEPUTY CLERK

EXHIBIT

1

ORIGINAL

AO 82
(Rev. 08/01)RECEIPT FOR PAYMENT
UNITED STATES DISTRICT COURT
DISTRICT OF THE NORTHERN MARIANA ISLANDS

7281

RECEIVED FROM: EPITACIO L. LUMACTOD
P.O. BOX 503800
SAIPAN, MP 96950

CASE NUMBER OR OTHER REFERENCE		ACCOUNT	AMOUNT	
<u>CR-00-00018-001</u>		<u>50400</u>	<u>14,131</u>	<u>20</u>
FUND				
6855	* Deposit Funds			
	Registry Funds			
086900	Filing Fees			
322350	Copy Fees			
322360	Miscellaneous Fees			
092037	Noticing Fees			
143500	Interest Deposits to U.S.			
323800	Recovery - Court Costs			
504100	Crime Victims Fund			
507310	U.S. Trustee System Fund			
106000	Forfeitures of Unclaimed Monies			
		TOTAL	<u>\$14,131.</u>	<u>20</u>

* Last two digits same as last two digits of DO symbol

COST OF SUPERVISION (235.52 X 60 MONTHS)PAID IN FULL (\$14,000.00 CASH / \$131.20 CHECK)

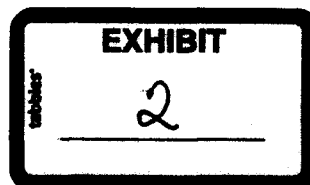
Check and drafts are accepted subject to collection
and full credit will only be given when the check or
draft has been accepted by the financial institution
on which it was drawn.

DATE	CASH	CHECK	M.O.	CREDIT
<u>05/05/2005</u>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		

DEPUTY CLERK

M. J. Q. C.

#11322



COPY of
Original Filed
on this date

MAY 23 2005

Clerk
District Court
For The Northern Mariana Islands

FILED 05-1544
MAY 23 2005
13 44
CLERK OF DISTRICT COURT

DEPARTMENT OF JUSTICE

**CERTIFICATE OF RELEASE OF LIEN
IMPOSED PURSUANT TO THE ANTI-TERRORISM AND
EFFECTIVE DEATH PENALTY ACT OF 1996**

UNITED STATES ATTORNEY'S OFFICE
FOR THE DISTRICT OF GUAM AND
THE DISTRICT FOR THE NORTHERN MARIANA ISLANDS

I hereby certify that as to the following named debtor the requirements of section 3613(a)(1) of Title 18 of the United States Code have been satisfied with respect to the judgment enumerated below, together with all statutory additions; and that the lien or Judgment was recorded on **July 17, 2002**, as File No. **02-1474**, and on **May 4, 2005**, as File No. **05-1348**, are hereby authorized to make notation on the books to show the release of said lien, insofar as the lien relates to the following imposition.

Name of Defendant: Epitacio L. Lumactod
SSN: [REDACTED]
SSN: [REDACTED]
DOB: [REDACTED]

Residence: Koblerville
Saipan, MP 96950
Mailing: P.O. Box 503800
Saipan, MP 96950


Court Imposing Judgment: U.S. District Court for the Northern Mariana Islands

Court Number: CR 00-00018

Amount of Judgment: \$100.00 special assessment + \$30,000.00 Fine + Cost of Probation

Place of filing: NMI

WITNESS my hand at Hagåtña, Guam, on this, the 10th day of May, 2005.


MARIVIC P. DAVID
Assistant U.S. Attorney

A TRUE COPY

Certified this 23rd day of May 2005
By [Signature]
(Deputy Clerk)

